

**Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
August 17, 1997  
9:00 a.m.**

**Closed Session:** No

**Called To Order:** Meeting was called to order at 9:55 a.m.

**Opening Ceremony:** Opening ceremony was conducted by Frank Ettawageshik.

**Council Present:** Barry Laughlin, Alice Yellowbank, Patti Dyer-Deckrow, George Anthony, Frank Ettawageshik, Janet Shomin

**Council Absent:** Shirley Oldman

**Staff Present:** Susan Keller, Dora Willis

**Guests Present:** See attached list.

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\*Initially Council gathered at Greensky Hill, then departed for LTBB Health Building. At the Health Building, Tribal Council continued their work on the draft Constitution review.

**Recess:** Recess was called at 12:00 Noon. Council departed for Greensky Hill. Meeting was called back to order at 1:03 p.m. at Susan Hall.

**Recess:** Recess was called at 1:57 p.m. for dinner. Meeting was called back to order at 3:13 p.m.

**Council Arrives:** Shirley Oldman arrived at 1:58 p.m.

Joe Mitchell performed a Pipe Ceremony and Michael Petoskey was sworn in as Chief Judge for the LTBB Tribal Court.

**AGENDA:**

The agenda was modified.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to approve agenda as modified.

**Vote:** 7 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**BILLS:**

Bills were reviewed.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **Patti Dyer-Deckrow** to approve the bills as presented.

**Vote:** 7 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Phone Polls:**

**Motion** was made by **Patti Dyer-Deckrow** and was **Seconded** by **Barry Laughlin** to accept the phone polls as presented and attached.

**Vote:** 7 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**MINUTES:**

Minutes were reviewed and corrected.

**Motion** was made by **Shirley Oldman** and was **Seconded** by **Patti Dyer-Deckrow** to approve the August 3<sup>rd</sup>, 1997 meeting minutes as amended.

**Vote:** 7 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Public Comment:** Public Comment period opened at 3:55 p.m. Veronica Medicine stated she thinks all of Council is doing a good job. She stated she felt Council was very efficient. Fred Harrington thanked Patti Dyer- Deckrow and Janet Shomin for all the work they have done on Tribal Council. Shirley Oldman, as a tribal member, stated that she noticed going through downtown Harbor Springs that the Tribal flag has been out in the rain at the museum on a few occasions. She feels that the flags should be brought in when it is raining. Barry Laughlin stated that there will need to be a policy written regarding the handling of flags.

**Public Comment:** Public Comment closed at 3:58 p.m.

**Enrollment:**

Enrollment lists A, B, and C, were reviewed.

**Motion** was made by **Shirley Oldman** and was **Seconded** by **George Anthony** to accept List A, dated 8-15-97 of the Enrollment submissions, attached.

**Vote:** 5 YES    1 (Alice Yellowbank) NO    1 (Patti Dyer-Deckrow) ABSTAINED    **Motion Carried**

**Comments:** Alice Yellowbank voted no because more information is needed other than just a list. That is the minority view.

**Motion** was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to table List B, dated 8-15-97 of the Enrollment relinquishment. See attached.

**Vote:** 7 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Tribal Administrator's Report**

The Tribal Administrator gave an overview of the additional office space in the 924 Emmet Street building and the need for LTBB to lease this additional space.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **Shirley Oldman** to authorize Chairman Ettawageshik to sign the office space lease subject to the review of the tribal attorney, Jim Bransky.

**Vote:** 7 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

It was stated by Council that the appeals of the declination for tribal membership shall be forwarded to the Tribal Court. The Education Director's evaluation will be worked on by Chairman Ettawageshik and the Tribal Administrator. The key policy has been referred back to staff for refinement.

**Motion** was made by **Janet Shomin** and was **Seconded** by **Shirley Oldman** to accept the Tribal Administrator's verbal and written report.

**Vote:** 7 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Tribal Chairman's Report**

Chairman Ettawageshik gave a verbal report on his trip to Washington D.C. Mariana Shulstad was also in Washington. The trip entailed meetings that were conducted regarding land opinions and gaming. Chairman Ettawageshik and Mariana Shulstad also met with Ada Deer and Mike

Anderson, aide to the Secretary of Interior. Items discussed were gaming and boundary issues, and the Department of Interior bringing action against the State of Michigan for bad faith bargaining.

While in Washington a meeting with Bruce Babbitt was attempted. A scheduled meeting was requested in writing for Tuesday, August 9, 1997, which would necessitate another trip to Washington. Chairman Ettawageshik is seeking approval from Council for a trip to Washington pending a meeting with Secretary Babbitt being scheduled.

**Motion** was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to approve travel for Chairman Ettawageshik and a council member for a meeting with the Secretary of Interior.

**Vote:** 6 YES    0 NO    0 ABSTAINED 1 (**Patti Dyer-Deckrow**) ABSENT    **Motion Carried**

A five tribe conference call was held regarding a letter to Congressman Kildee requesting to keep the Judgment Fund Bill and the Burt Lake Band federal recognition bill as separate issues. This letter has been signed and will be forwarded on.

A meeting will be held on August 24<sup>th</sup> and 25<sup>th</sup> at Grand Traverse Band with Congressman Kildee. Chairman Ettawageshik would like to send Susan Keller in his place and any other council members who would like to attend. Shirley Oldman may possibly be able to attend. Chairman Ettawageshik stated that any Council members who wished to attend should contact Susan Keller on Monday, August 18, 1997.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to send Susan Keller and any Council members who wished to attend the meeting at Grand Traverse Band for a two day meeting with Congressman Kildee.

**Vote:** 6 YES    0 NO    1 (**Patti Dyer-Deckrow**) ABSTAINED    **Motion Carried**

**Recess:** A recess was called at 4:44 p.m. Meeting was called back to order at 5:17 p.m.

**Council Departs:** Patti Dyer-Deckrow departed at 4:55 p.m.

A discussion was held regarding a letter that has been received from a tribal member addressed to Tribal Council. A copy of this letter has been forwarded to the Tribal Administrator and the Health Director, see attached.. The concern was that she resides outside of the service area and was requesting dental care. Chairman Ettawageshik read the letter aloud to Council. A letter will be drafted by Chairman Ettawageshik and Susan Keller to send to this tribal member to address their concern. Chairman Ettawageshik will do an employee evaluation on the Executive Assistant and will send it under separate cover to Tribal Council for their review.

**Motion** was made by **Alice Yellowbank** and was **Seconded** by **Barry Laughlin** to accept the verbal report from the Tribal Chairman.

**Vote:** 6 YES    0 NO    0 ABSTAINED    **Motion Carried**

**Motion** was made by **Janet Shomin** and was **Seconded** by **George Anthony** to table the Commissions Procedure.

**Vote:** 6 YES    0 NO    0 ABSTAINED    **Motion Carried**

**Motion** was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to send the Tribal Council Procedure Manual back to committee for review.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

### **Building Code Adoption Statute Amendment**

A discussion ensued regarding the Building Code Statute Amendment.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **Alice Yellowbank** to adopt the Building Code Statute Amendment 1997017.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Motion** was made by **Barry Laughlin** and was **Seconded** by **Janet Shomin** to remove Personnel Policies from the agenda and refer to the Tribal Administrator.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Motion** was made by **Alice Yellowbank** and was **Seconded** by **George Anthony** to table the Enrollment Policies

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Motion** was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to extend authorization to intervene in US vs. Michigan Intervention, Resolution #08179701.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

Jim Bransky, (MILS) made a request to complete an entire clean copy of Waganakising Odawak Statute 1997016 for Commercial and Subsistence Fishing Rules and Regulations for the Treaty ceded waters of Lakes Superior, Huron, and Michigan. Work has been completed on this statute, however there is a need for a clean copy of all changes and/or additions.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **Janet Shomin** to add the Commercial and Subsistence Fishing Code on the Legislative Calendar.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Motion** was made by **Janet Shomin** and was **Seconded** by **Alice Yellowbank** to take the Legislative Calendar item of the Commercial and Subsistence Fishing Code for immediate consideration.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Motion** was made by **George Anthony** and was **Seconded** by **Janet Shomin** to adopt Waganakising Odawak Statute 1997016 revised copy.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Motion** was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to table the Cell Phone Policy.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Public Comment:** Public comment period opened at 6:10 p.m. No public comment was issued.

**Public Comment:** Public comment closed at 6:10 p.m.

### **Election Board**

A budget modification for the Election Board was added to the agenda. The Election Board stated they need additional money for another feast and a mailing to the tribal members. A copy of the budget was shown to Council. It was decided that \$1500.00 would be approved for the Election Board Committee.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **Janet Shomin** to authorize a budget modification of \$1500.00 for the Election Board to come from 638 unspent funds.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

### **Natural Resource Commission**

A discussion was held regarding a statute amendment to the Natural Resources Commission Ordinance. George Anthony is requesting this be done today.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to add an amendment to the Natural Resources Commissions Ordinance 1995005 on the Legislative Calendar.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Motion** was made by **Janet Shomin** and was **Seconded** by **Alice Yellowbank** to bring the NRC Statute 1995005 up for immediate consideration.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

### **Accounting Department**

A request was made by Janet Shomin, Tribal Treasurer, to assist in the Accounting Department as part of the Tribal Administrator's plan to complete the work that is needed on close-out for FY1996 and portions of the 1997. Barry Laughlin feels this is part the Treasurer's responsibility. Shirley Oldman would like to see what has been spent out of the Tribal Council budget and line items thus far for the Treasurer's assistance in the Accounting Department. Shirley is concerned that when Janet vacates her seat on the Tribal Council that the next Treasurer will not be able to assist in the closing out work. Discussion ensued regarding the length of time the Treasurer would assist for a three week period.

**Motion** was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to approve travel expenses and mileage for Janet Shomin to assist in the Accounting Department for up to three weeks with a written report submitted at the end of time frame with funds to come from the Development account.

**Vote:** 5 YES                      1 (Alice Yellowbank) NO                      0 ABSTAINED                      **Motion Carried**

**Comments:** Alice Yellowbank opposed stating that it is not the responsibility of Council to do the work of employees.

### **Housing**

Barry Laughlin questioned why the Tribal Council Executive Assistant is making the travel arrangements for the Housing Council. Discussion ensued and it was determined by Tribal Council that the Housing travel arrangements will be handled by the Housing Assistant and not the Executive Assistant.

### **Natural Resource Commission Ordinance - Waganakising Odawak Statute 1997018**

Jim Bransky read the amendment to the Statute regarding the revision of this statute.

**Motion** was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to support Waganakising Odawak Statute 1997018 amendment.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

**Comments:** Alice Yellowbank questioned who informs job applicants who are not hired? An applicant was informed by the Communications Assistant. Alice stated that she had been informed that it should be the office manager, tribal administrator, or the personnel committee chairperson.

**Motion** was made by **George Anthony** and was **Seconded** by **Janet Shomin** to adjourn the Tribal Council meeting at 6:45 p.m.

**Vote:** 6 YES                      0 NO                      0 ABSTAINED                      **Motion Carried**

After the close of the meeting, Angie Woodin and Carol McFall were sworn in for the Election Board.

**These minutes have been read and approved**

**as written:**

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**Barry Laughlin, Tribal Council Secretary**

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**Date**